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**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

OSHER RECTSPAT and ALLISHA
KAHAUMALU REYES,

Plaintiffs,

v.

ALEJANDRO MAYORKAS, in his official
capacity as Secretary of Homeland Security,
U.S. DEPARTMENT OF HOMELAND
SECURITY, UR M. JADDOU, in her
official capacity as Acting Director of U.S.
Citizenship and Immigration Services, U.S.
CITIZENSHIP AND IMMIGRATION
SERVICES, the UNITED STATES OF
AMERICA and JOHN DOES I through
XX, inclusive,

Defendants.

Case No. 2:23-cv-00209-JCM-EJY

Stipulation and Order

(Fifth Request)

Plaintiffs Osher Rectspat and Allisha Kahaumalu Reyes and United States of
America, on behalf of Federal Defendants Alejandro Mayorkas, in his official capacity as
Secretary of Homeland Security, U.S. Department of Homeland Security, Ur M. Jaddou,
in her official capacity as Acting Director of U.S. Citizenship and Immigration Services,
U.S. Citizenship and Immigration Services ("Federal Defendants"), hereby stipulate and
agree as follows:

Plaintiffs filed their Complaint on February 9, 2023.

Plaintiffs served the United States with a copy of the Summons and Complaint via
Certified Mail on February 14, 2023.

1 The current deadline for the United States to respond to the Plaintiffs' Complaint is
2 on February 28, 2024.

3 Plaintiffs and the Federal Defendants, through undersigned counsel, stipulate and
4 request that the Court approve a 30-day extension of time, from February 28, 2024, to
5 March 29, 2024, for Federal Defendants to file a response to the Complaint, ECF No. 1.
6 This is the fifth request for an extension of time.

7 Defense counsel was informed by the Agency that it is waiting on a response from
8 Plaintiff by February 23, 2024, regarding a Notice it sent to Plaintiff, in order to continue
9 processing Plaintiff's petition.

10 Therefore, the parties request that the Court extend the deadline for the United States
11 to answer or otherwise respond to March 29, 2024.

12 This stipulated request is filed in good faith and not for the purposes of undue delay.

13 Respectfully submitted this 22nd day of February, 2024.

14 REZA ATHARI, MILLS &
15 FINK, PLLC

JASON M. FRIERSON
United States Attorney

16 /s/ Gary Fink
17 GARY FINK, ESQ.
18 Nevada Bar No. 8064
3365 Pepper Lane, Suite #102
Las Vegas, Nevada 89120
19 *Attorney for Plaintiffs*

/s/ R. Thomas Colonna
R. THOMAS COLONNA
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21 **IT IS SO ORDERED:**

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23 **UNITED STATES MAGISTRATE JUDGE**

24 **DATED:** February 22, 2024
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